

1 Honorable Barbara J. Rothstein  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

8 COINLAB, INC., a Delaware Corporation,

9 Plaintiff,

10 v.

11 MT. GOX KK, a Japanese corporation and  
12 TIBANNE KK, a Japanese corporation.

13 Defendants.

14 NO. 2:13-cv-00777-BJR

15 STATUS REPORT ON PROGRESS  
16 OF DEFENDANTS' BANKRUPTCY  
17 PROCEEDINGS

18 Plaintiff CoinLab, Inc. provides this status report on the Tibanne and MtGox  
bankruptcy proceedings pursuant to the Court's Orders dated August 29, 2017 (Dkt. No.  
142) and February 5, 2015 (Dkt. No. 123).

19 As noted in previous CoinLab status reports, the Japanese Bankruptcy of defendant  
20 MtGox was converted to a Civil Rehabilitation Proceeding in June 2018. CoinLab filed a  
21 timely proof of claim in the rehabilitation proceeding, asserting MtGox's liability for the  
22 claims at issue in this litigation. On January 15, 2021, the MtGox Trustee made available a  
23 draft plan of reorganization and announced that he was submitting the proposed plan to the  
24 Court and seeking approval for it to be voted on by the creditors.

On or about September 2, 2019, the bankruptcy court in Japan issued an order assessing the value of CoinLab's claim against MtGox at JPY 384,857,605; plus interest through June 22, 2018 (the commencement date for the civil rehabilitation action) of JPY 678,489,465; plus interest since June 22, 2018 at 12% per year, which totaled JPY 55,292,967 as of the date of the assessment order. The total assessed claim amount including interest as of September 2, 2019 is approximately JPY 1,118,640,037 or approximately \$10,230,045 (at December 13, 2019 conversion rate provided by Morningstar, Inc. and available through Google.com). On September 30, 2019, CoinLab filed a timely action to challenge this assessment in Tokyo District Court. On November 22, 2020, the MtGox Trustee submitted a brief and supporting material to the Tokyo District Court seeking to have CoinLab's claim dismissed. CoinLab intends to file its responsive brief and supporting materials by February 22, 2021.

On or about November 2, 2019, the bankruptcy court in Japan issued an order denying CoinLab's claim against Tibanne. On or about November 29, 2019, CoinLab filed a timely appeal of this assessment in the Tokyo District Court. The litigation in the Tokyo District Court is ongoing and no substantive rulings have been issued by that Court.

20 | Dated: February 11, 2021 Respectfully submitted:

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**CERTIFICATE OF SERVICE**

I hereby certify that on February 11, 2021, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record who have registered for electronic notifications. I have also emailed a copy of this filing to Ms. Angela J. Somers, Reid Collins & Tsai LLP, counsel for Tibanne, in the Chapter 15 proceeding in the Southern District of New York.

By: /s/Edgar G. Sargent